

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Magali BOU et al. Conf.

Application No. NEW NATIONAL PHASE Group

Filed December 9, 2005 Examiner

ALCOHOL-TOLERANT MALOLACTIC STRAINS FOR THE MATURATION OF WINES  
WITH AVERAGE OR HIGH PH

**INFORMATION DISCLOSURE STATEMENT  
(SUBMISSION CONCURRENT WITH THE  
FILING OF A NEW PATENT APPLICATION)**

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 9, 2005

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, and in fulfillment of the duty of disclosure under 37 C.F.R. § 1.56, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

**I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION**

The patents, publications, or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

**II. COPIES**

- Copies of the U.S. patents or publications are not submitted since the USPTO has waived their submission for applications filed after June 30, 2003.
- Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- This application is a National Phase of a PCT application. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should have been forwarded from the International Search Authority pursuant to the trilateral agreement between the USPTO, EPO and JPO, or they are U.S. patents or U.S. published applications. If copies are needed, please contact the undersigned.

**III. CONCISE EXPLANATION OF THE RELEVANT INFORMATION**  
(check at least one box)

1449 Rec'd PCT/PTO 09 DEC 2009

**a.  DOCUMENTS IN THE ENGLISH LANGUAGE**

The attached non U.S. patents, non U.S. patent application publications, foreign publications, or other information in the English language do not require a statement of relevancy.

**b.  DOCUMENTS NOT IN THE ENGLISH LANGUAGE**

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

Listed on Search Report

**c.  FOREIGN SEARCH REPORT OR ACTION**

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(A)(3).

**d.  OTHER**

The following additional information is provided for the Examiner's consideration.

**FEES**

This Information Disclosure Statement is being filed concurrently with the filing of a new patent application; therefore, no fee is required.

If The Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned.

Respectfully submitted,

YOUNG & THOMPSON



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EJ/tlw

- Enclosures:  Form PTO-1449(s)  
 Documents  
 Foreign Search Report  
 Other: \_\_\_\_\_

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (Use several sheets if necessary)		Attorney Docket No.: <b>0521-1029</b>	Application No. <b>10/15/086</b>			
		Applicant: <b>Magali BOU et al.</b>				
		Filing Date: <b>December 9, 2005</b>	Group Art Unit:			
<b>U.S. PATENT DOCUMENTS</b>						
Examiner Initial	Document Number	Date	Name			
			Class    Subclass    Filing date (if appropriate)			
<b>FOREIGN PATENT DOCUMENTS</b>						
Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation Yes    No
	WO 93/20180	10/14/1993	INTERNATIONAL			X
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>						
CARBO R ET AL. "AISLAMIENTO Y SELECCION DE BACTERIAS LACTICAS EN VINO ISOLATION AND SELECTION OF LACTIC ACID BACTERIA IN WINE ISOLAMENTO E SELEZIONE DI BATTERI LATTICI NEL VINO" RIVISTA DI VITICOLTURA DI ENOLOGIA, SCARPIS, TREVISO., IT vol. 48, no. 4, 1995, pages 29-38, XP009021609 ISSN: 0370-7865 page 31-page 37						
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PILONE G J: "A NEW ZEALAND EXPERIENCE IN DIRECT-VAT INOCULATION FOR MALOLACTIC FERMENTATION" AUSTRALIAN AND NEW ZEALAND WINE INDUSTRY JOURNAL, AUSTRALIAN INDUSTRIAL PUBLISHERS. ADELAIDE, AU vol. 10, no. 2, May 1995 (1995-05), pages 169-173, XP009023865 ISSN: 0819-2421 the whole document						
LIU S-Q ET AL: "GROWTH AND METABOLISM OF SELECTED LACTIC ACID BACTERIA IN SYNTHETIC WINE" AMERICAN JOURNAL OF ENOLOGY AND VITICULTURE, XX, XX, vol. 46, no. 2, 1995, pages 166-174, XP009021611 ISSN: 0002-9254 the whole document						
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FUSTER A ET AL: "Improvement of the quality and typicalness of wines with the aid of new biological techniques" REVUE FRANCAISE D'ENOLOGIE, LALLEMAND SA, 130 ROUTE D'ESPAGNE, BP 1021, 31023 TOULOUSE, FRANCE, 2002, pages 28-31, XP009027063 the whole document						
EDWARDS C G ET AL: "OCCURRENCE AND CHARACTERIZATION OF LACTIC ACID BACTERIA FROM WASHINGTON STATE WINES: PEDIOCOCCUS spp" AMERICAN JOURNAL OF ENOLOGY AND VITICULTURE, XX, XX, vol. 43, no. 3, 1992, pages 233-238, XP009021610 ISSN: 0002-9254 the whole document						
LIU S Q: "Malolactic fermentation in wine - beyond deacidification" JOURNAL OF APPLIED MICROBIOLOGY 92 (4) 589-601, NEW ZEALAND DIARY RES. INST., PALMERSTON NORTH, NEW ZEALAND. E-MAIL SHAO.LIU(A)NZDRI.ORG.NZ, 2001, XP002272274 the whole document YEAR 2002						
EXAMINER: /Herbert Lilling/ (11/20/2008)	DATE CONSIDERED			11/20/2008		
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						

\* English language abstract provided for the Examiner's convenience

EJ/tlw

Y&T December 9, 2005

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /HJL/